

A stay of discovery is not warranted when the Court promptly grants a motion. Local Rule 7.01 informs litigants that the Court may act on the motion at any time. The rule also permits the affected party to file a motion to reconsider, but does not contemplate that a stay of discovery is an appropriate remedy. Simply put, Defendants complying with the rules of Civil Procedure and the Court exercising its authority do not support the relief Plaintiff is requesting.

The Court has already denied Plaintiff's request to appoint counsel. (Doc. No. 86) Accordingly, there is no pending motion that would warrant staying discovery.

Finally, Plaintiff alleges that Defendants have failed to participate in discovery. Plaintiff conveniently omits that he has never responded to Defendants written discovery. Moreover, Plaintiff's assertion is contradicted by the fact that Officer Bracey responded to his requests for admissions and the Defendants produced over 300 pages of documents. Plaintiff's unfounded allegation does not support a stay of discovery or a protective order prohibiting his deposition.

In sum, Plaintiff has articulated no reason supporting a stay of discovery or for prohibiting his deposition. His motion requesting such relief should be denied and his deposition should go forward as scheduled.

Respectfully submitted,

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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing was delivered via U.S. Mail to the following:

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on the 18th day of August, 2017.

/s/Melissa Roberge
Melissa Roberge